

MINUTES

CIVIL SERVICE COMMISSION MEETING

Wednesday, October 29, 2014 at 9:30 a.m.

522 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

9:30 A.M. CLOSED SESSION

Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.

CONVENED THE MEETING AT 9:30 A.M. AND WENT INTO CLOSED SESSION AT 9:31 A.M.

10:00 A.M. AGENDA

RECONVENED THE MEETING AT 10:15 A.M.

COMMISSIONERS PRESENT: DONNER, NIGHTINGALE, FOX, KAHWAJIAN, MARTINEZ

Minutes of the meeting of Wednesday, October 22, 2014, for approval
APPROVED.

Consideration of Consent Calendar
APPROVED.

Commission canceled the upcoming meetings of November 26, 2014, December 24, 2014, and December 31, 2014.

Unfinished Business

1. *Petition of **OMAR DOMINGUEZ** for a hearing on his **discharge**, effective August 1, 2013, from the position of Custody Assistant, Sheriff's Department, **Case No. 13-388.***
OVERRULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, ROBERT KILPATRICK, TO SUSTAIN THE DEPARTMENT.

Unfinished Business (continued)

2. *Petition of **BRENDA MARTINEZ** for a hearing on her fifteen (15) day **suspension**, effective March 25, 2013, from the position of Custody Assistant, Sheriff's Department, **Case No. 13-168**.*

OVERRULED THE DEPARTMENT'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, DAVID BEAUVAIS, TO NOT SUSTAIN THE DEPARTMENT.

3. *Petition of **LYNETTE JOHNS** for a hearing on her thirty (30) day **suspension**, effective October 21, 2013, from the position of Child Support Officer II, Child Support Services Department, **Case No. 13-501**.*

RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.

4. *Amended petition of **JOHN SCOTT MCINTYRE** for a hearing on his **non-promotion** to the position of Manager II, Facilities Operations and Crafts, Sheriff's Department, based on his claim of a Civil Service Rule 25 violation, **Case No. 14-69**.*

CONTINUED AT THE REQUEST OF THE PETITIONER.

5. *Petition of **LYNDA WAYCOTT-DAVIS** for a hearing on her **reduction**, effective June 24, 2014, from the position of Sheriff Station Clerk I to the position of Intermediate Typist Clerk, Sheriff's Department, **Case No. 14-233**.*

HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER).

New Business

6. *Petition of **RYAN ACOSTA** for a hearing on his **disqualification** from the position of Deputy Sheriff Trainee, **Case No. 14-251**.*

HEARING DENIED.

7. *Petition of **MARK A. MCCURDY** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Fire Captain, **Case No. 14-286**.*

RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.

New Business (continued)

8. *Petition of **SHAMAR MCDOWELL** for a hearing on her **disqualification** from the position of Children's Social Worker II, Department of Children's Services, **Case No. 14-284.***
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.

Miscellaneous

9. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.
NO PUBLIC COMMENTS.

ADJOURNED TO CLOSED SESSION AT 10:40 A.M.

CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

Unfinished Business

10. *Petitioner's request for a hearing on his **discharge**, effective April 3, 2013, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 13-173**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, ERNEST GOULD, TO SUSTAIN THE DEPARTMENT.
11. *Petitioner's request for a hearing on his **discharge**, effective July 31, 2013, from the position of Transportation Deputy, Probation Department, **Case No. 13-386**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, ERNEST GOULD, TO REDUCE THE DISCHARGE TO A THIRTY (30) DAY SUSPENSION.
12. *Petitioner's request for a hearing on his **discharge**, effective May 2, 2013, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 13-217**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.
13. *Petitioner's request for a hearing on his **discharge**, effective May 28, 2013, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 13-282**.*
SUSTAINED THE DEPARTMENT'S OBJECTIONS IN PART. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, TRUDI FERGUSON, TO REDUCE THE DISCHARGE TO A THIRTY (30) DAY SUSPENSION, BUT NO BACK PAY. COMMISSIONER MARTINEZ AND COMMISSIONER DONNER DISSENTED. THE PETITIONER WAIVED FILING OBJECTIONS.
14. *Petitioner's request for a hearing on his **discharge**, effective January 21, 2014, from the position of Senior Detention Services Officer, Probation Department, **Case No. 14-57**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.

CLOSED SESSION (continued)

Unfinished Business (continued)

15. *Petitioner's request for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective February 6, 2014, from the position of Lieutenant, Sheriff's Department, based on his claim of a Civil Service Rule 25 violation, **Case No. 14-88.***
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.
16. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **written test score** received in the examination for Sergeant - Patrol Career Track, **Case No. 14-143.***
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.
17. *Petitioner's request for a hearing on the Director of Personnel's denial of her appeal of the **overall score and interview score** received in the examination for Sergeant - Custody Career Track, **Case No. 14-147.***
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.

New Business

18. *Petitioner's request for a hearing on her ten (10) day **suspension**, effective September 22, 2014, from the position of Deputy Probation Officer II, Probation Department, **Case No. 14-295.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
19. *Petitioner's request for a hearing on his **discharge**, effective September 2, 2014, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 14-293.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
20. *Petitioner's request for a hearing on his **discharge**, effective January 12, 2011, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 14-250.***
DENIED AS UNTIMELY.

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 11:53 A.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 11:55 A.M.

Legal Advisors:
Lester J. Tolnai and Edwin A. Lewis

Head Civil Service Commission:
Steve Cheng

Acting Head Commission Specialist:
Harry Chang

APPROVED BY THE CIVIL SERVICE
COMMISSION ON NOVEMBER 5, 2014

A handwritten signature in cursive script that reads "Lawrence D. Crocker".

Lawrence D. Crocker
Executive Director